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b6 b7C Transmit attached by Facsimile - UNCLAS IMMEDIATE Precedence 25 MAR 80 Date: 3/25/80 GUREAU SAC, St. Louis To: Time: Transmitted - 11:50 Am From: Subject: Washington Post Editorial entitled "AYBIG FLAW IN THE CIA CHARTER Fingerprint Photo Fingerprint Record Mop X Newspaper clipping Photograph Artists Conception Other Special handling instructions: BRING TO THE PERSONAL ATTENTION OF THE DIRECTOR MAR 31 1980 6 XEROX

1980

A Big Flaw in the CIA Charter

HE REQUEST by Rep Peter W. Rodino that the House Judiciary Committee, which he heads, be given a chance to study the proposed intelligence charter before it reaches the House floor should be taken seriously. Too many questions have already arisen about how the charter's provisions, drafted wide for all intelligence agencies, the administration with the CIA primarily in mind, might affect the operations of the FBI.

Last week, for example, FBI Director William H. Webster testified that it appears the charter would permit government agencies to use the kind of disruptive tactics made notorious by the COINTELPRO program. If that is so, the Judiciary Committee, which in its work on an FBI charter has already ex- be permitted to justify that kind of effort at home. amined ways to prohibit such tactics, is the appropriate group in the House to give the Intelligence Com-

"mittee's bill a second look.

Mr. Webster, to his credit, indicated that the FBI is not seeking as broad a grant of authority as the charter appears to give intelligence agencies, and he even suggested that sharper limits could be put on the FBI's authority. He added that he doubted the old COINTELPRO tactics—harassment, infiltration, the release of false information and so on would ever be used against domestic political groups even if the bill passes as it is now written.

But the problem remains because the terms of the

intelligence charter apply to the FBI as well as the CIA. The standards for and the limitations on the operations of intelligence agencies abroad can be quite different from those that are fitting at home. By attempting to write one charter that works worldand the congressional intelligence committees seem to have glossed over that distinction.

It may be permissible, for example, for the CIA to undertake some disruption overseas of groups thought to be engaged in gathering clandestine intelligence for a foreign power. But the application of that same standard—"may be engaged"—should not This is, after all, almost identical to the standard that put the FBI into the business of disrupting anti-war

and civil-rights groups during the 1960s.

The problem, and others related to it, must be cleared up before the intelligence charter comes to a vote in Congress. The charter is not being written just to limit the present generation of leaders who, like Mr. Webster, understand the evils of COINTELPRO type operations. It is meant to limit the actions of future leaders who may forget about those evils. Congress should not create an opening—a clearing in the charter such as that Mr. Webster described—in which such abuses could recur.

> The Washington Post March 25, 1980 Page Al4

XEROX

THE

1 - Mr. E. J. O'Malley

FEDERAL GOVERNMENT

April 1, 1980

BY LIAISON 4/2/80 872

b3 b6 · b7C

Central Intelligence Agency, Washington, D. C.

Dear

Thank you for the kind remarks contained in your letter of March 19, 1980. I have conveyed your sincere thanks to the personnel of our New York Division who were instrumental in making your visit with us so worthwhile.

Please do not hesitate to contact me in the future if I may be of any assistance to you or the Director of Central Intelligence.

Sincerely,

Edward J. O'Malley Acting Assistant Director Intelligence Division

WDG:clwf

Exec AD Adm

62-80750-5570

8 APR 4 1980 .

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Director's Sec'y

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March 17, 1980

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FEDERAL GOVERNMENT

Central Intelligence Agency Washington, D. C.

Dear

Please add my best wishes to those you have already received on your retirement. You can be very proud of your many years of dedicated service to our country.

I also take this opportunity to personally thank you for your outstanding assistance to this Eureau while serving in a liaison capacity. Our personnel who had the opportunity of working with you, including former Assistant Director Cregar, valued their association and friendship with you. I understand that you will

All of your friends in the FBI join me in wishing you every happiness in the years ahead.

Sincerely yours,

William H. Webster Director

1 - Liaison Unit NOTE: This letter was requested by the Intelligence Division. CAM:ic (4)

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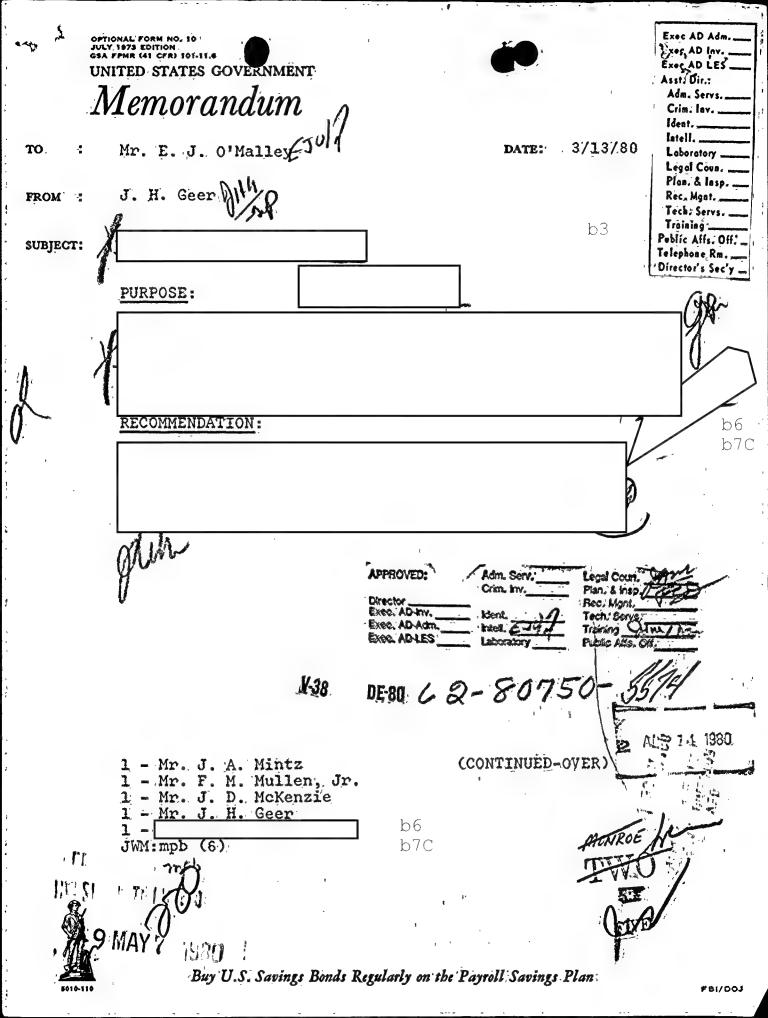
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Memorandum from J. H. Geer to Mr. E. J. O'Malley Re:	b3
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FEDERAL GOVERNMENT

April 7, 1980

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FEDERAL GOVERNMEN?

Central Intelligence Agency

Washington, D. C.

Dear

BY LIAISON Charles 4 18 18 9750

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Thank you for your prompt response to my question concerning

I appreciate the hospitality shown to me and my staff by you at the luncheon on March 19, 1980. type of meeting is not only enjoyable but productive and informative. I look forward to your joining me in the near future for lunch and am requesting my Liaison Officer to contact your office to arrange specific details.

Sincerely,

62-80750-

William H. Webster Director

2 APP 13 1900

1 - Mr. O'Malley (Attn: Liaison)

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Director's Sec'y

Memorandum

TO : The Director

DATE: 4/29/80

FROM : Legal Counsel

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PURPOSE: To advise the Director of the status of the settlement discussions concerning

SYNOPSIS AND DETAILS:

On 8/27/79, by memorandum to you,

captioned as above, a copy of which

is attached herewith

(And)

NARECORDED COPY FILED IN 105-20 88406-

Enclosures (3)— Sent 5/5/20

~ 62-80750-5583

MAY ()

1 - Mr. O'Malley

1 - Mr. Blake

1 - Mr. Peterson

1 - Mr. Hoffman

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Memorandum to The Re:	Director	1	(A)m)	b3
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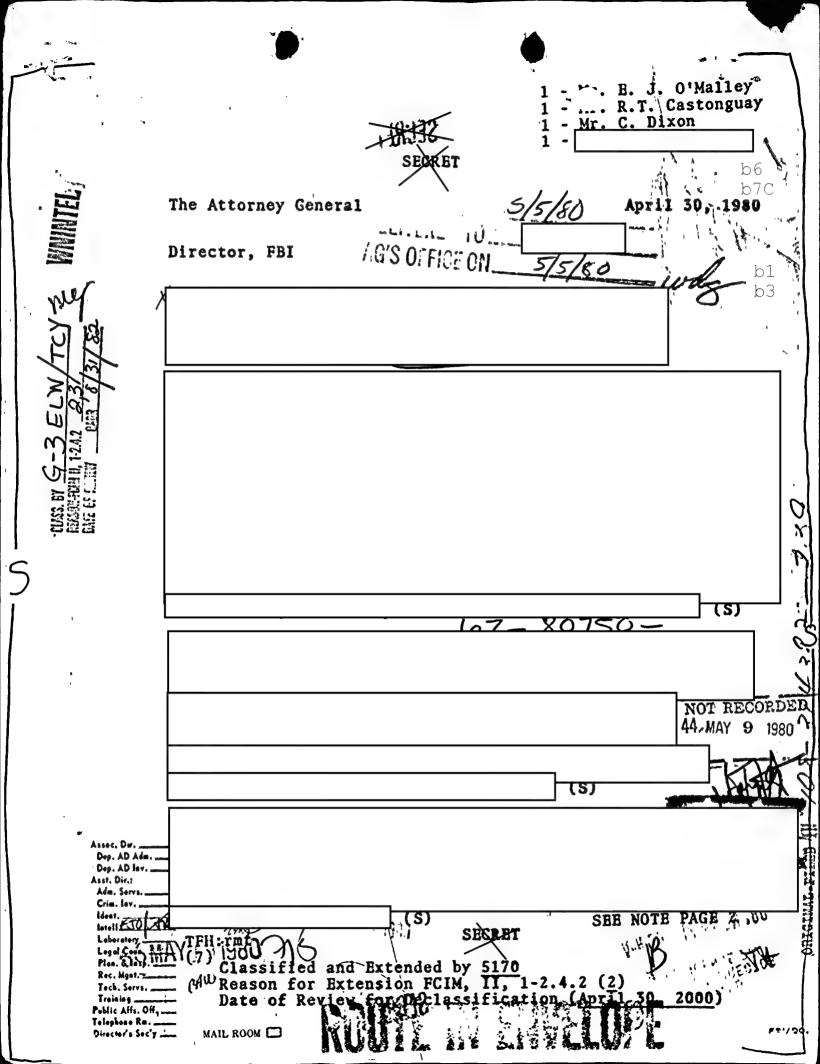
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May 5, 1980 FEDERAL GOVERNMENT b6 b7C Central Intelligence Agency Washington, D. C. 20505 Dear b3 I want to thank you for the and b6 courtesy afforded us at your headquarters b7C I certainly appreciate the time, effort and attention given us by you. Sincerely yours, William L. Bailey Assistant Director Records Management Division DE-59 62 - 80º150 Exec AD Inv. 22 MAY 6 1980 Exec AD Adm, ____ Exec AD LES $RPF:mjl_{\gamma}(3)$ Asst, Dir.t Adm. Serva. Crime lave ___ ldent, _____ Intell. Laboratory ----Legal Count Pton. & Insp. 60 JUNO 21980 Training ____ Public Affs, Off, _ Telephone Rm.

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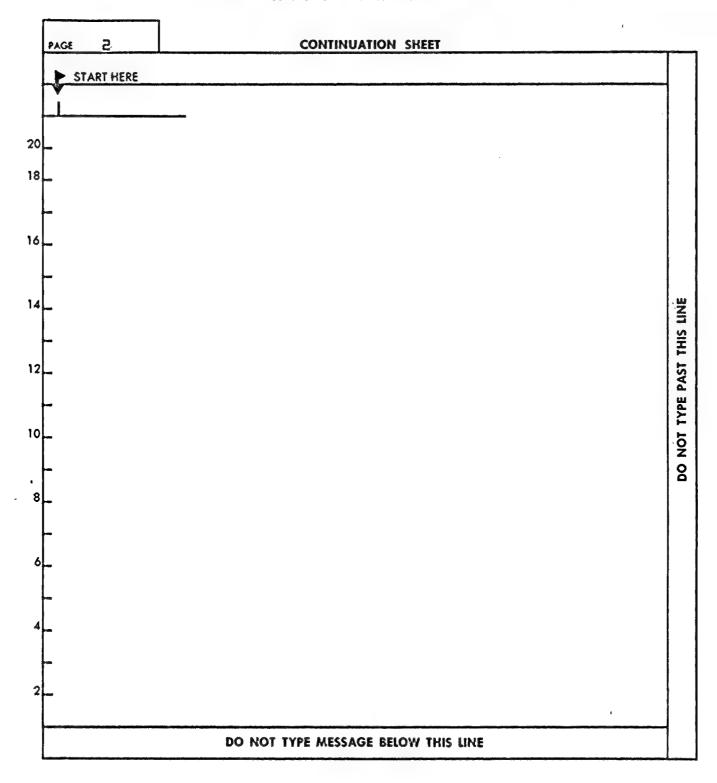
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SEIXEL

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1 - Mr. O'Malley 1 - Mr. Peterson Assistant Attorney General May 2, 1980 Civil Division FEDERAL GOVERNMENZ 1 - Mr. Blake 1 - Mr. Hoffman Director, FBI b3 Reference is made to your memorandum dated captioned as above. NOTE: to Director, captioned as above. DE4 62-80100-55 76 MAY 14 1980 APPROVED: Adm. Serv, Legal Coun. VýĽ:imw l Plan & Insp. Director U Hw Rec. Mgnt. Exec. AD-Inv. ident. Tech, Burys Exet AD Inv. was .Exec. AD-Adm. Intell, Training. Exec AD Adm. Exec. AD-LES Laboratory Public Aits. Off. Exec AD LES ... Asst, Dire: Adm. Servs Crim, Inv. 111 All 1980 Ident. Intell. Laboratory Logal Com Plan. & Insp. Rec. Mgnt. Training _ Public Affs. Off. -Telephone Rm. Director's Secty ...

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OFFICE OF DIRECTOR, FEDERAL BUREAU OF INVESTIGATION

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BY LIAISON puls/8/80 Ma b3 PEDERAL GOVERNMENT b6 b7C Central Intelligence Agency Washington, D. C. Doar Please accept the congratulations of the FBI on your appointment as You may be assured of the FBI's future cooperation in matters of nutual interest. Sincerely yours, William H. Webster Director DE-44 -: Mr. E. J. O'Malley Mr. J. H. Gear JUN 19 1980 non st yam By communication dated NOTE: announced appointment. Exec AD Inv. , Exec AD Adm. ... Exec AD LES . Asst. Dir.: Adm. Servs. Legal Coun. Plan. & Insp. -ಇಷೆ Coun, Rec. Mant. ... Crim. Inv. Plan. & Insp. Tech. Servs. DVK: 1668 Rec. Mgnt. Training dont. Public Affs, Off, _ Tech. Servs. Exec. AD Ad n. Training Telephone Rm. MAIL ROOM Director's Sec'y Public Atts. Dry 901 3:15

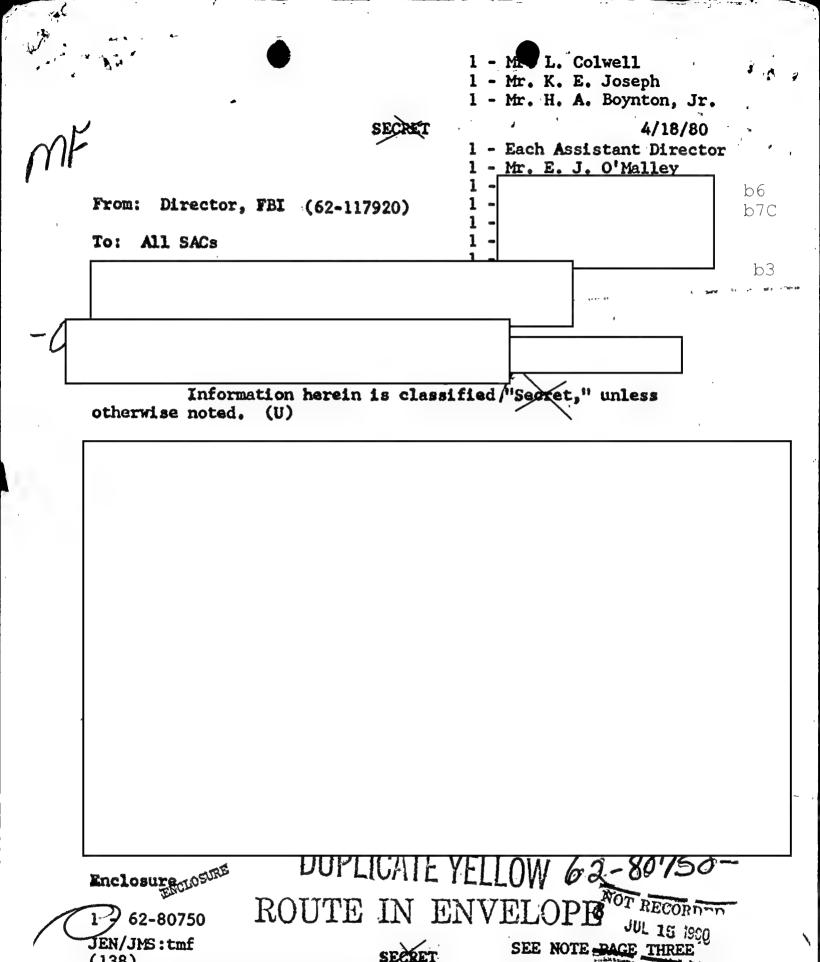
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Reason for Extension FCIM, II. 1-2.4.2 (2.3)

Date of Review for Declassification April 18, 2000

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Eine AD LES **SUNITED STATES GOVERNMENT** UNITED STATES DEPARTMENT OF JUSTICE Asst. Dir.: FEDERAL BUREAU OF INVESTIGATION Adm. Serv MemorandumCrim. lav. ideat. Intell, Laboratory : Mr. Baysews 8/ Legal Coun. 5/16/80 DATE: Plan. & lasp. Rec. Mant. Tech. Serva-Training . cKenzie Public Afts. Off. Telephone Ra. Director's Sec'y b7E SUBJECT: XVIDEOTAPING TRAINING SCHOOL LECTURES b7E b3 PURPOSE: To review and summarize the arrangements for Training School, especially videotaping the lecture portions at Quantico 6/30-7/31/80. SYNOPSIS: Four meetings between 12/3/79 and 5/1/80, have been held at Quantico in reference to the captioned school. will be used to record the estimated hours of lecture sessions. The resulting reference-type videotapes will be useful mainly to provide continuity and location reference to the lecture visuals in subsequent use. TSD will endeavor to purchase videocassettes to support this project. A flat-floored classroom will be available for installation of the terminals on 6/16/80, and an immediately-adjacent tiered classroom will be available for the lectures throughout the school. RECOMMENDATION: None, for information. Feday Gunki APPROVED. Phys. & MAP. Cran. My. HUO. MOIA. Director Tech. Serv Exec. / A. Le B. Training Exec. / Diliny. 1 - Mr. Curran Laboratory Exec. AD-LES 1 - Mr. Monroe 1 - Mr. Hinkley CONTINUED - OVER 62-80 136 JUN 23 1380

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Memorandum to Mr. Bavse Re: Videotaping Training School Lectures	b3 b7E '
DETAILS:	
The initial planning meeting to setup the School was held at Quantico on 12/3/79, with representative Technical Services Division (TSD), the Training Division At that time preliminary arrangements were made for the necessary dormitory and classroom space and	1
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The idea of capturing the lecture portions of the on videotape to use in subsequent training program was discussed. The representative from our Instructional Testing Services Unit indicated that this quantity of videotaping program.	mmers echnology
However, pending	nacassary
and detailed pre-production planning, it was agreed that the could videotabe the sessions, perhaps using	e ITS Unit

Memorandum to Mr. Bayse
Re: Videotaping 57E
Training School Lectures

- Although in general reference type videotapes of live lectures are usually of marginal value in later training, this is the best approach that can be applied in this

- this is the best approach that can be applied in this case. In this instance the student manuals include black and white reproductions of all of the major course content which is shown via overhead transparencies during lectures themselves and it is felt that those printed diagrams used in conjunction with the videotapes for continuity and location reference on the individual visuals may provide a viable training vehicle.
- The lectures and videotaping will take place in a tiered classroom conveniently located near a flat-floored classroom which will contain the terminals for the practice exercises.
- The lecturer will wear a lavalier microphone to provide high quality audio and a second microphone for pickup of audience questions and discussion will be provided to feed a second channel on the videotapes. (This approach provides a high quality recording of the lecture itself and instantaneous access to the audience track whenever it is required during playback or editing modes.)

CONTINUED - OVER

Memorandum to Mr. Bavse Videotaping | Re: b7E Training School Lectures - A detailed indexing scheme to link the student manuals to the videotapes will not be necessary. Accurate titling of the videotape segments to show the appropriate relationship to the student manual will be sufficient. - Because of the magnitude of the videotaping itself, TSD has agreed to provide two (2) people to help operate the camera. These personnel will be available for this purpose throughout the entire school. The Training Division representatives also suggested that it might be worthwhile to transcribe the lectures into a full narrative text which could be edited by a knowledgeable person and then retyped and duplicated to provide the subsequent trainees with a full text of the lecture material. Admittedly this would be quite a monumental task, the mechanics of which would devolve entirely upon personnel in The Training Division accedes to the judgement of the TSD sentatives that the finished product representatives would probably not be worth the effort; however, our television specialists still feel that it might be useful and very probably would be necessary if any sizeable amount of post-production editing of the reference videotapes were undertaken. Of course our television specialists will do their utmost to deliver the best possible product under the constraints of available time, personnel and money. In this connection they have decided to record all of the lectures with our high quality color camera, rather than using camera for some of the lectures, because of the capability of achieving high resolution with the former and because they believe the color itself will help to make the reference tapes more palatable. The following points have been agreed on via telephonic contact subsequent to the 5/1/80 meeting: - Because of the heavy drain on our videotape stock, TSD will endeavor to purchase videocassettes. This will provide a complete set of tapes for TSD the same time this division will hold one set of camera originals. Ordering information has been sent under separate cover to Mr. Curran.

CONTINUED - OVER

Memorandum to Mr Havse
Re: Videotaping Training School Lectures

b7E

- Arrangements have been confirmed for the use of the flatfloored classroom (# 214) beginning 6/16/80, to the end of the school for the installation and use of the terminals and for the immediately adjacent tiered classroom (# 202) for the lecture sessions for the length of the school.

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Mr. D. E. Yang

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ADDENDUM: INTELLIGENCE DIVISION CI-2-D 4/25/80 HBB:rmt

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Classified and Extended by 5170
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Date of Review for Declassification (April 25, 2000)

Exec AD UNITED STATES GOVERNMENT UNITED STATES DEPARTMENT OF JUSTICE FEDERAL BUREAU OF INVESTIGATION Asst. Dir.; Adm. Serv MemorandumCrim, lav. ldent. . Intell. " Mr. Bayse Laboratory **b**6 Legal Coun. TO DATE: 6/3/80 Plan. & Insp. b7C Rec. Mgnt. Tech. Servs. Training ... FROM Public Affs. Off. = Telephone Rm. **b**3 Director's Sec'y ... SUBJECT 62-80750- 55 Vineed Over) - R. Phillips, Room 6875; T1 #22 Room 1358, T1 #153 - C. Jones Room 1358, T1 #153 - Room 1334, T1 #153 b6 Z JUN 13 1980 b7C

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BY LIAISON Will Coffee

	Date:	June 3, 1980	•
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	,	Gentral Intelligence Agency	b3
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	Subject:		' 1
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Director Central Intelligence Agency NOTE: O'Malley to Director, CIA, expressing apprecia Exec. AD-Adm. Exec. AD-Adm. Exec. AD-LES

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- Mr. E. J. O'Malley

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BY LIAISON Color for Joseph FEDERAL COUFFIGHT Date: June 16, 1980 b3 To: From: Edward J. O'Malley, Assistant Director Intelligence Division Subject: REQUEST FOR GUEST SPEAKER b1 (C) (C) b3 50-5601 (C) Further arrangements can be made through telephone (U) SEE NOTE PAGE TWO 19 1980 DERHRY RJB:mpb (7) CONFIDENTIAL

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1 - Mr. E. J. O'Malley

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(Attn:

Reason for Extension FCIM II, 1-2.4.2 (2)

Date of Review for Declassification June 16,

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Forthy lines June 5, 1980 91211 Cantral Intelligence Agency Washington, D. C. 20305 FEDERAL GOVERNMENT Dear I wish to bring to your personal attention the A close working relationship has been established and we are most appreciative of We also are most grateful to to provide our Special Agents in Charge of QUE offices with received by arr in accendance, and incorrect much valuable infor-On behalf of my associates, I again with to express deep appreciation for the Sincerely yours, APPROVED: Adm. Serv Legal Coun. Crim, Inv Plan, & Incp Director Cultu Flec Mgnt. William H. Hobstor Exec. AD-hv. Tech, Servs Exec. AD-Adm. Director Intell, Exec. AD-LES Training Laboratury Public Affs. Of 1 - Mr. McCarthy NOTE: Bufiles contain no information to preclude this letter which was recommended by the Administrative Services Plan. & Insp. 62-80750 Division.

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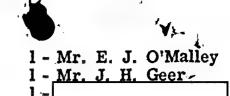
Exec AD LES UNITED STATES GO UNITED STATES DEPARTMENT OF JUSTICE Asst. Der.: FEDERAL BUREAU OF INVESTIGATION Adm. Servs. Memorandum Crim. lav., ident. . Intell. Laboratory Legal Coun. TO Mr. E. J. O'Malley DATE: 6/23/80 Plan. & Insp. Rec. Mant. Tech. Servs. Training .. J. F. Hengemuhle Public Affs. Off. . Telephone Rm. Director's Sec'y -SUBJECT b3 Rememo R. T. Castonguay to E. J. O'Malley, 6/13/80, captioned as above. PURPOSE: To report captioned U). RECOMMENDATION: For information purposes. None. (U) Legal Coun. Adm. Serv. APPROVED: Plan. & Insp. Crim. Inv. Rec. Mgnt. Director Tech. Servs. Exec. AD-inv. Ident. S Training Exec. AD-Adm. Public Affs. Off. Laboratory Exec. AD LES DETAILS: b1 b3 "- (C) PAPER 12-80750-Enclosures - 3 DE-14 CONTINUED - OVER 1 - Mr. E. J. O'Malley 1 - Mr. R. T. Castonguay 1 - Mr. J. F. Hengemuhle 23 JUN 26 1980 JFH: dmy Classified and Extended by 2609 Reason for Extension, FCIM II, 1-2.4.2 (2 and 3) XEGOX Date of Review for Declassification June 23, JULI23 1980 PERS. REC. UNIT 5-1

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Central Intelligence Agency Washington, D. C. 20505

Dear

I want to thank you and your associates for the hospitality extended to me and

I appreciate the opportunity to

Sincerely,

Edward J. O'Malley **Assistant Director**

62-80750

Dep. AD Adm.

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June 26, 1980

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Central Intelligence Agency Washington, D. C.

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Edward J. O'Malley Assistant Director

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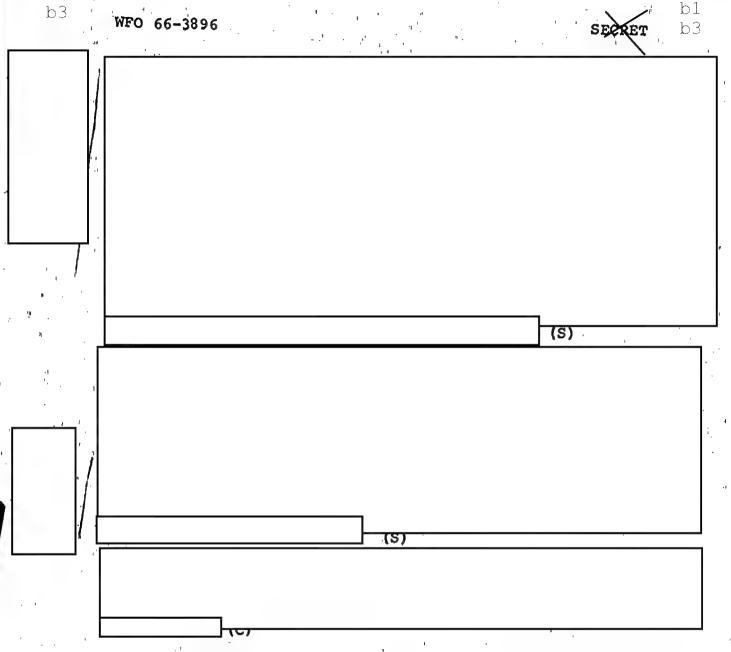
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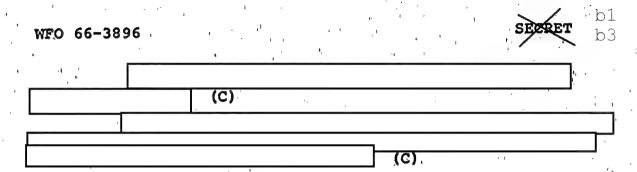
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REQUEST OF THE BUREAU

- 1) Per paragraph 4 above, add recommended addition to referenced procedures. (U)
 - 2) Review and approve enclosed LHM. (U)







In Reply, Please Refer to File No.

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

Washington, D. C. 20535 July 1, 1980

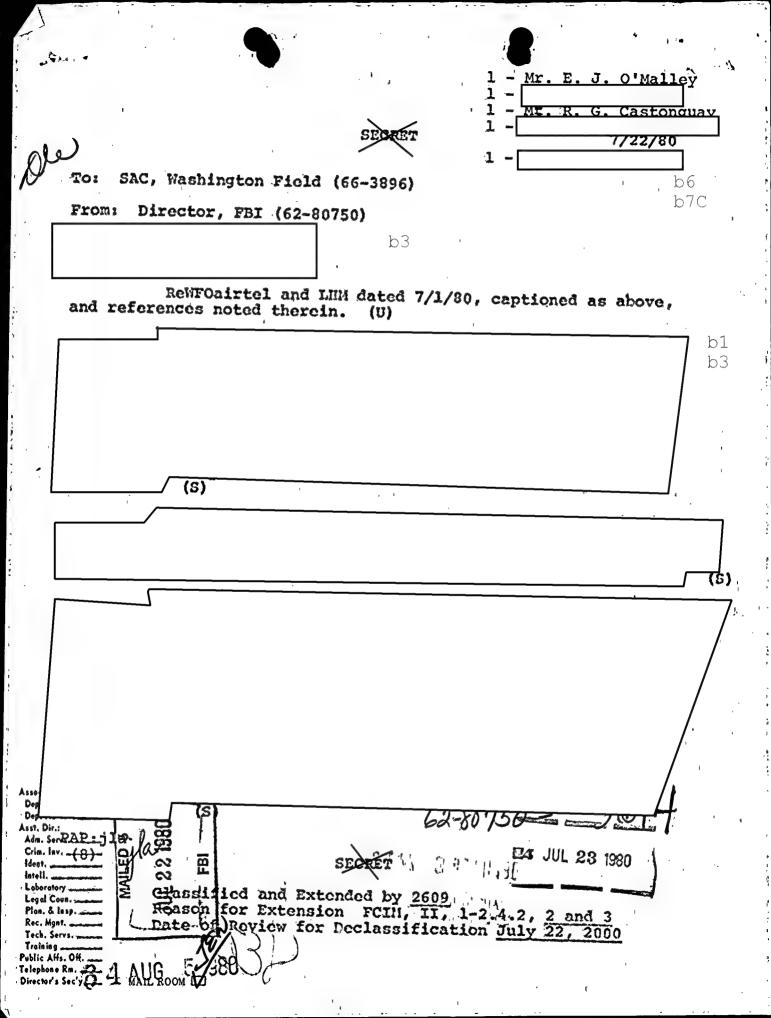
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This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

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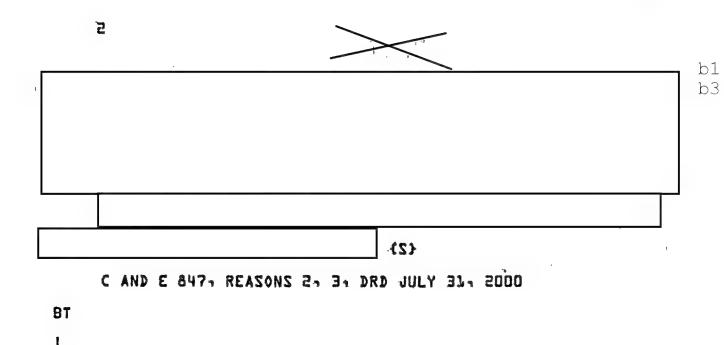
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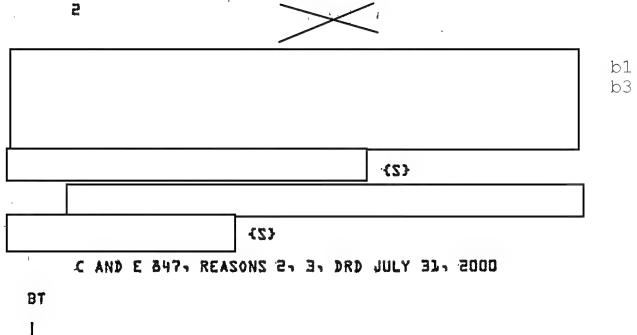
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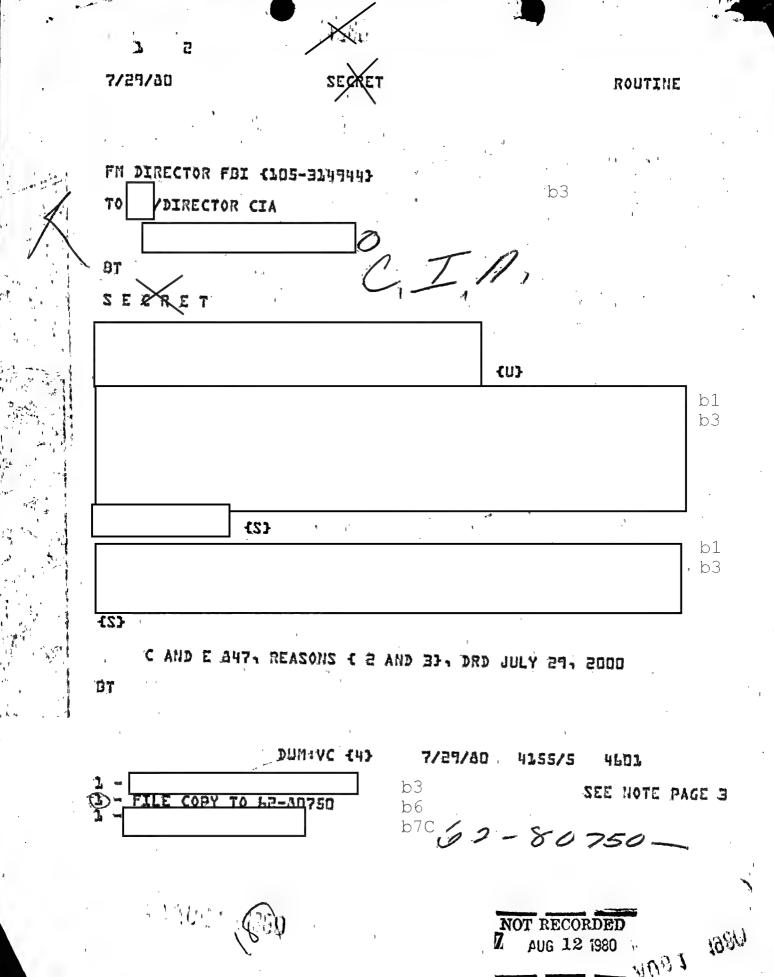
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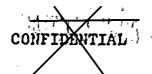
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Director Central Intelligence Agency

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Memorandum E. J. O'Malley to Mr. F. M. Mullen, Jr. Re:	b3
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#81/00J

Memorandum from R. P. Finzel to Mr. O'Malley
Re: Director of Central Intelligence
Authority for Protection of Intelligence
Sources and Methods

While there appears to be no directives specifically requiring all Government agencies to report damage or potential damage to intelligence sources and methods to the DCI, such reporting is certainly implied by the DCI's Executive Order responsibility to provide guidance and assistance and agencies Executive Order responsibility to be consistent with such guidance.

Member agencies of the NFIB, however, such as the FBI, have been specifically charged with Executive Order responsibility to advise the DCI on matters pertaining to protection of sources and methods. Damage or potential damage would most certainly be within the purview of "protection of" and the FBI obligated to advise the DCI accordingly.

NOTE: Discussion and conclusions were based on documents available to the writer and the matter was not researched through DCI sources.

Memorandum from R. P. Finzel to Mr. O'Malley
Re: Director of Central Intelligence
Authority for Protection of Intelligence
Sources and Methods

Section 1-401 of the Executive Order established the National Foreign Intelligence Board (NFIB) to advise the DCI concerning, among other things, "The protection of intelligence sources and methods." The NFIB is chaired by the DCI and membership includes "appropriate officers" of the Department of Justice and the FBI.

Section 1-604 of the Order states "The Director of Central Intelligence shall ensure that programs are developed which protect intelligence sources, methods and analytical procedures, provided that this responsibility shall be limited within the United States to: (b) Providing policy, guidance and technical assistance to departments and agencies regarding protection of intelligence information, including information that may reveal intelligence sources and methods."

Section 1-710 of the Order states "The senior officials of each of the agencies within the Intelligence Community shall protect intelligence and intelligence sources and methods consistent with guidance from the Director of Central Intelligence and the NSC." Section 4-207 includes the FBI as "agency or agencies within the Intelligence Community."

Executive Order 12065, National Security Information, dated 6-28-78, Section 1-301, includes "intelligence activities, sources or methods" as information which may be considered for classification.

Section 3-303 of Executive Order 12065 provides "In some cases, however, the need to protect such information may be outweighed by the public interest in disclosure of the information and in these cases the information should be declassified. When such questions arise, they shall be referred to the agency head, a senior agency official with responsibility for processing Freedom of Information Act requests or Mandatory Review requests under this order, an official with Top Secret classification authority, or the Archivist of the United States in the case of material covered in Section 3-503. That official will determine whether the public interest in disclosure outweighs the damage to national security that might reasonably be expected from disclosure."

CONCLUSIONS: Historically and under current Executive Orders, the DCI, while being charged with the responsibility for protection of intelligence sources and methods, is limited in authority to providing policy, guidance and technical assistance to other Government agencies. The senior officials of the agency, however, are charged with protecting intelligence sources and methods consistent with such guidance.

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AS FBIHQ IS AWARE, IN RECENT WEEKS, NUMBER OF CUBAN REFUGEES

ARRIVING IN KEY WEST, FLORIDA, FROM MARIEL, CUBA, HAS FBEED TO:

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ARRIVING AT THE CURRENT RATE HAVE, FOR THE MOST PART, BEEN FAMILIES

WHOSE RELATIVES (OR HIRED BOATS) HAVE MANAGED TO EVADE THE COAST

GUARD PATROLS IN THE FLORIDA STRAITS BY FEIGHING TRAVEL TO OTHER

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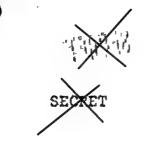
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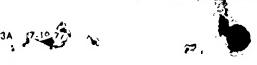
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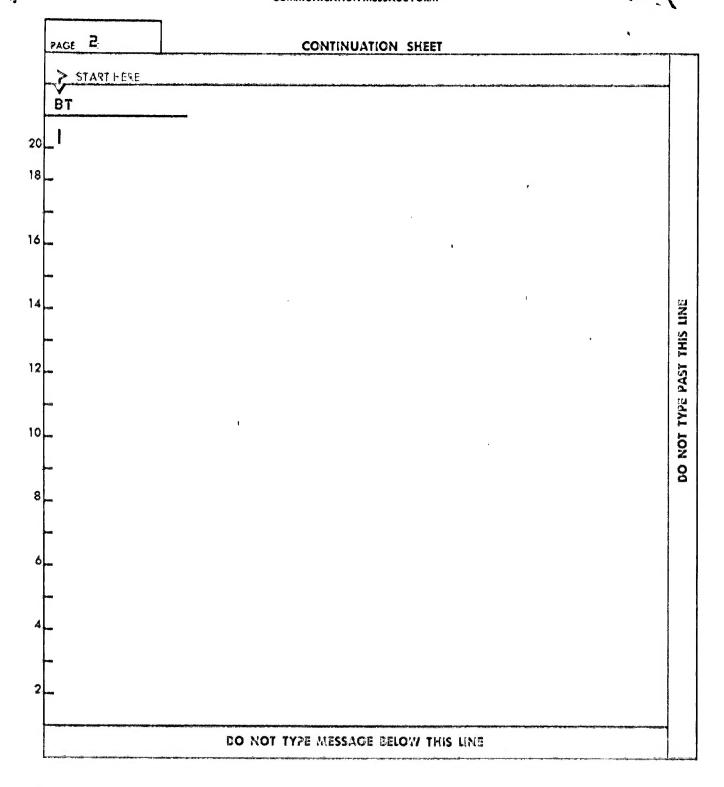
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UNITED STATES GOVERNMENT MemorandumSUBJECT: REQUEST FOR UNESCORTED BUILDING PASS To obtain an unescorted building pass for Central Intelligence Agency representative. That this memorandum be referred to RECOMMENDATION:

of an unescorted building pass to

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